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Attorneys for Defendants

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

BOARDING SCHOOL REVIEW, LLC,

Plaintiff,

v.

DELTA CAREER EDUCATION CORPORATION
and WESTON EDUCATIONAL, INC., BERKS
TECHNICAL INSTITUTE, INC., MCCANN
EDUCATION CENTERS, INC., MILLER-MOTTE
BUSINESS COLLEGE, INC., SOUTHWEST
BUSINESS COLLEGES, INC., and THE MIAMI-
JACOBS BUSINESS COLLEGE CO.,

Defendants.

DELTA CAREER EDUCATION CORPORATION
et al.,

Cross-Claimants,

v.

BOARDING SCHOOL REVIEW, LLC,

Cross-Defendant.

CIVIL ACTION NO. 11 Civ. 8921 (DAB)

NOTICE OF MOTION FOR RECONSIDERATION

PLEASE TAKE NOTICE that, pursuant to the accompanying memorandum of law, Cross-Claimants Delta Career Education Corporation, Berks Technical Institute, Inc., Career Training Specialists, Inc., McCann Education Centers, Inc., Miller-Motte Business College, Inc., Southwest Business Colleges, Inc., and the Miami-Jacobs Business College Co. (collectively “Delta”), by and through its counsel, respectfully move this Court pursuant to Local Rule 6.3 for reconsideration of the Memorandum and Order dated March 29, 2013, and requesting reconsideration of the order dismissing the Delta’s deceptive trade practices claims under New York Business Law § 349.

Dated: April 12, 2013

DUANE MORRIS LLP

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